

JUL 29 2014

JULIA C. DUDLEY, CLERK
BY: *J. Clark*
DEPUTY CLERK

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ABINGDON DIVISION

DOUGLAS ALAN HESS,
Plaintiff,

v.

CAROLYN W. COLVIN,
Acting Commissioner of
Social Security,
Defendant.

Civil Action No. 1:11cv00029

ORDER

By: JAMES P. JONES
UNITED STATES DISTRICT JUDGE

It appearing that no objections have been timely filed to the Report filed July 7, 2014, setting forth the findings and recommendations of the magistrate judge, it is **ADJUDGED AND ORDERED** as follows:

1. The Report and its findings and recommendations are wholly **ACCEPTED** and **APPROVED**;
2. Attorney's fees are awarded to the plaintiff under the provisions of 42 U.S.C.A. § 406(b) in the amount of \$3,000.00; and
3. Plaintiff's counsel shall refund to Hess the \$981.25 previously awarded pursuant to the Equal Access to Justice Act, ("EAJA"), 28 U.S.C.A. § 2412(d).

ENTER: July 29 2014.

James P. Jones
United States District Judge